

REMARKS

Claims 1-33 are pending. By this Amendment, claims 3, 19 and 33 are cancelled while claims 1, 8, 17, 26 and 31 are amended.

Claim Rejections – 35 USC § 112

Claims 8 and 26-27 stand rejected under 35 USC §112, second paragraph. Claims 8 and 26 have been amended to correct for antecedent basis, as noted in the Office Action. The amendments correct antecedent basis only and should not be taken as narrowing amendments.

Claim Rejections –35 USC §102

Claims 1, 3-8, 12-14, 16-17, 19-24, 28, 30-31 and 33 stand rejected under 35 USC § 102(a) as being anticipated by Evans, U.S. Patent No. 5,924,074. Applicants respectfully traverse this rejection in view of the currently amended independent claims 1, 17 and 31.

Each of the independent claims has been amended to recite that the multi-level access medical information database is *reviewable and updateable* by one or more *medical personnel users* and *reviewable only by patient users* on a substantially continuous basis. The multi-level access of the present invention's medical database allows a patient to actually review their own medical records, albeit without the ability to modify the medical data. This ability can give a patient the details behind their medical care, a feature that is not provided by the invention of Evans. Rather Evans, provides multiple access levels for different medical personnel only, see Col. 15, Lines 21-32. Evans provides that the patient can restrict who sees their records (Col. 15, Lines 29-31) but provides no possibility for access by the patient themselves.

In view of the amendments and arguments submitted above, Applicants respectfully submits that independent claims 1, 17, and 31 are not anticipated by Evans and requests that the rejection to the claims under 35 USC § 102 be withdrawn.

Claim Rejections – 35 USC § 103

Claims 2, 10-11, 18 and 26-27 stand rejected under 35 USC §103(a) as being unpatentable over Evans, U.S. No. Patent 5,924,074, as applied to claims 1 and 17 above, and further in view of Peifer, U.S. Patent No. 5,987,519.

Each of the claims noted above depends from one of the independent claims, which have been discussed above with respect to the rejections under § 102. Applicants submit that the independent claims are allowable and, therefore, all dependent claims are also allowable. As such, the rejections under § 103 are not specifically addressed. Applicants reserve the right to traverse the rejections under § 103 at a later date if necessary.

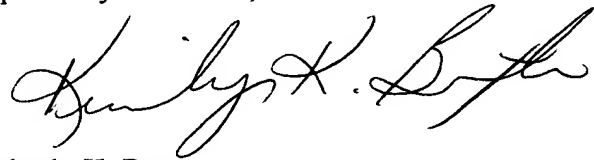
CONCLUSION

In view of the foregoing, it is submitted that this application is in condition for allowance.

Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kimberly K. Baxter". The signature is fluid and cursive, with the first name "Kimberly" being more prominent than the last name "Baxter".

Kimberly K. Baxter
Registration No. 40,504

Customer No. 24113
Patterson, Thunte, Skaar & Christensen, P.A.
4800 IDS Center
80 South 8th Street
Minneapolis, Minnesota 55402-2100
Telephone: (612) 349-5750